

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION
ORDER NO. 79-74
ENFORCEMENT ORDER FOR ISSUANCE OF A TIME SCHEDULE

Order directing City of Pinole (hereinafter discharger) to comply with requirements prescribed by the California Regional Water Quality Control Board, San Francisco Bay Region in Order No. 79- 73 (NPDES Permit No. CA0037796).

The California Regional Water Quality Control Board, San Francisco Bay Region, (hereinafter Board) finds that:

1. The Board on August 20, 1974, adopted Order 74-82 (NPDES Permit No. CA0037796) prescribing waste discharge requirements and compliance time schedules for the discharger. This Order was amended by Board adoption of Order 75-53 on August 19, 1975. The Board adopted Order 79- 73 on June 19 , 1979 revising and re-issuing the NPDES permit.
2. The discharger has submitted evidence that compliance with certain requirements of Order 79- 73 cannot be achieved until its deepwater outfall is constructed.
3. The discharger has submitted a time schedule by which it can complete construction and achieve full compliance with the requirements of Order 79- 73.
4. The Board finds that this action is an order to enforce waste discharge requirements previously adopted by the Board. This action is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15121 of the Resources Agency Guidelines.
5. The Board has notified the discharger and interested agencies and persons of its intent to adopt a time schedule for compliance.
6. The Board in a public hearing heard and considered all comments pertaining to this discharger's ability to achieve compliance.

IT IS HEREBY ORDERED, that in accordance with Water Code Section 13300 the City of Pinole shall comply with the provisions of Order No. 79-73 as follows:

1. Compliance with Prohibition C.1. (dilution); and Receiving Water Objectives B.1.c. (discoloration and turbidity); and B.2.d. (ammonia) shall be according to the following schedule:

<u>Task</u>	<u>Completion Date</u>	<u>Report of Compliance Due</u>
Submit Construction Progress Report		July 15, 1979
Complete 50% of construction	February 1, 1980	February 15, 1980
Complete 100% of construction	November 1, 1980	November 15, 1980
Achieve Full Compliance	December 1, 1980	December 15, 1980

2. This Order expires on July 1, 1981.
3. The action taken by this Board pertaining to the time schedule does not preclude the possibility of actions to enforce the permit by third parties pursuant to Section 505 of the Federal Water Pollution Control Act.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on June 19, 1979.

FRED H. DIERKER
Executive Officer